IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO.71 OF 2004
IN
ARBITRATION REFERENCE NO.449 OF 2002

Shri Raj Ratan M. Mohta ....Petitioner

V/s.

Goverdhandas Nathani ....Respondent

Mr.Amit Seth i/b S.S. Rai for the Petitioner.

Mr.S.J. Purohit i/b Purohit & Co. for the Respondent.

CORAM : S.J. VAZIFDAR, J.
DATED : 1ST NOVEMBER, 2004.

P.C. :

1. There is no merit in this Petition. However, with a view to expedite the recovery of the amounts, the Respondent has agreed to this order.

2. The following order is agreed to between the parties :-

i). The challenge to the award is set-aside. The award is confirmed.

ii). However, in the event of the Petitioner paying to the Respondent a sum of Rs.1,00,000/- on or before 1st December, 2004 and a further sum of Rs.9,75,000/- on or before 1st June, 2005, the award shall stand satisfied.

iii). However, in the event of there being a default of any payment of either of the above amounts, the award, as passed shall stand confirmed.

iv). The Petitioner shall disclose all his assets moveable and immovable on affidavit to be filed on or before 10th November, 2004.

v). In the event of the Petitioner making the payment as per the settlement and not making a default as per the settlement referred to herein, the Respondent shall consent to any application by the Petitioner for withdrawal of the complaint filed.

vi). No order as to the costs.

. Parties to act on an ordinary copy of this order duly authenticated by the Chamber Registrar/Court Stenographer of this Court.